

FORM PTO-1390 (Modified)  
(REV 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES**  
**DESIGNATED/ELECTED OFFICE (DO/EO/US)**  
**CONCERNING A FILING UNDER 35 U.S.C. 371**

290.00500101

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

**10/516578**INTERNATIONAL APPLICATION NO.  
PCT/US03/17577INTERNATIONAL FILING DATE  
4 June 2003PRIORITY DATE CLAIMED  
4 June 2002

TITLE OF INVENTION

**IMPROVED PSEUDOTYPED RETROVIRUSES**

APPLICANT(S) FOR DO/EO/US

**David A. Sanders, Scott A. Jeffers, Anthony Sanchez**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

**Items 13 to 20 below concern document(s) or information included:**

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
22. ☒ Certificate of Mailing by Express Mail
23. ☒ Other items or information:

**Itemized return-stamped postcard; Application Data Sheet (3 pages)**

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.53) <b>10/516578</b>	INTERNATIONAL APPLICATION NO. <b>PCT/US03/17577</b>	ATTORNEY'S DOCKET NUMBER <b>290.00500101</b>
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24. The following fees are submitted.:

**BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5)) :**

- |  |                  |
|--|------------------|
| <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... | <b>\$1000.00</b> |
| <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO .....   | <b>\$860.00</b>  |
| <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....  | <b>\$710.00</b>  |
| <input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) .....  | <b>\$690.00</b>  |
| <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) .....   | <b>\$100.00</b>  |

**ENTER APPROPRIATE BASIC FEE AMOUNT =****\$750.00**Surcharge of **\$130.00** for furnishing the oath or declaration later than ☐ 20 ☒ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).**\$130.00**

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	25 - 20 =	5	x \$18.00		<b>\$90.00</b>
Independent claims	5 - 3 =	2	x \$88.00		<b>\$176.00</b>
Multiple Dependent Claims (check if applicable). <input type="checkbox"/>					<b>\$0.00</b>

**TOTAL OF ABOVE CALCULATIONS =****\$1,146.00**☐ Applicant claims small entity status. (See 37 CFR 1.27). The fees indicated above are reduced by 1/2.**\$0.00****SUBTOTAL =****\$1,146.00**Processing fee of **\$130.00** for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).

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**\$0.00****TOTAL NATIONAL FEE =****\$1,146.00**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).

☒**\$80.00****TOTAL FEES ENCLOSED =****\$1,226.00**

Amount to be refunded	\$
charged	\$

- a. ☐ A check in the amount of \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 13-4895 in the amount of \$1,226.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-4895 A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Victoria A. Sandberg  
Muetting, Raasch & Gebhardt, P.A.  
P.O. Box 581415  
Minneapolis, MN 55458-1415  
United States of America

SIGNATURE

Victoria A. Sandberg

NAME

41,287

REGISTRATION NUMBER

2 December 2004

DATE

10/516578

DT05 Rec'd PCT/PTO 0 2 DEC 2004

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Applicant(s): Sanders et al.  
Docket No.: 290.0050 0101  
Title: IMPROVED PSEUDOTYPED RETROVIRUSES

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**Mail Stop PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**U.S. NATIONAL STAGE PATENT APPLICATION**

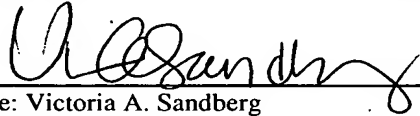
We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

- ☒ An itemized return postcard.
- ☒ Transmittal Letter to the United States DO/EO/US Concerning a Filing Under 35 U.S.C. 371 (Form PTO-1390) (2 signed copies, 2 pgs each)
- ☒ Application Data Sheet (3 pgs).
- ☐ Formal Drawings (\_\_\_ figs on \_\_\_ sheets)
- ☒ An Assignment of the invention to Purdue Research Foundation and Recordation Form Cover Sheet (3 pgs total).
- ☒ An Assignment of the invention to Centers for Disease Control and Recordation Form Cover Sheet (2 pgs total).
- ☐ signed Declaration (\_\_\_ pgs)
- ☒ Other: Preliminary Amendment (6 pages); Copy of International Search Report (5 pgs);
- ☒ Please charge DEPOSIT ACCOUNT NO. 13-4895 in the total amount of \$1,226.00 to pay the filing fee (\$1,146.00) and assignment recordation fee (\$80.00).

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.

MUETING, RAASCH & GEBHARDT, P.A.  
Customer Number: 26813

VAS/jkt

By:   
Name: Victoria A. Sandberg  
Reg. No.: 41,287  
Direct Dial: 612-305-1226  
Facsimile: 612-305-1228

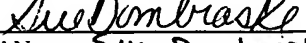
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**CERTIFICATE UNDER 37 CFR §1.10:**

"Express Mail" mailing label number: EV405492149US

Date of Deposit: 2 December 2004

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:   
Printed Name: Sue Dombroske

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